

A
G
E
N
D
A

FAIRMONT CITY COUNCIL
REGULAR MEETING
TUESDAY, JUNE 28 2022
7:00 P.M.
COUNCIL CHAMBERS
PUBLIC SAFETY BUILDING
500 QUINCY STREET
FAIRMONT, WEST VIRGINIA

- I. CALL TO ORDER – Mayor Mainella
- II. ROLL CALL OF MEMBERS – Janet L. Keller, City Clerk
- III. OPENING CEREMONIES
 - A. Prayer/Meditation - David Lester
 - B. Pledge Of Allegiance – Councilmember Bolyard
- IV. APPROVAL OF MINUTES –

Regular Meeting – June 14, 2022
- V. PUBLIC HEARINGS AND ANNOUNCEMENTS
 - A. PUBLIC HEARINGS
 1. An Ordinance Amending And Supplementing Part Three – Traffic Code, Chapter Five–Vehicular Operations, Article 351 Licensing Of The Fairmont City Code, And More Particularly Section 351.02 Registration Card Thereof, To Provide For And Meet Certain Changes Made In The Laws Of The State Of West Virginia And Effective June 5, 2022.
 2. An Ordinance Of The Council Of The City Of Fairmont Providing For The Lease Of A Parcel Of Real Estate Owned By The City Of Fairmont, Situate In The City Of Fairmont, Fairmont District, Marion County, West Virginia, Consisting Of 6,004.89 Square Feet, More Or Less, To New Generation

Barber Academy LLC, A West Virginia Limited Liability Company, For Use As A Motor Vehicular Parking Lot.

3. An Ordinance Of The Council For The City Of Fairmont Amending Ordinance No. 1758 Duly Adopted February 23, 2018, To Provide For A Modification Of The Use Covenant Relating To Certain Property Described As 3.96 Acres Diamond Street, And Being Parcel 362, Of Marion County Tax Map 05-10, Which Covenant Is Contained In That Certain Agreement By And Between The City Of Fairmont And The Marion Regional Development Corporation, In Order To Permit All Uses Of The Property Consistent With The City Of Fairmont's Planning And Zoning Code.
4. An Ordinance Of The Council Of The City Of Fairmont Providing For And Authorizing The Transfer And Conveyance Of The Following Parcels Of Real Estate To Tyrell Louk And Leeann Nuzum Pursuant To The City Of Fairmont's Approved Home Rule Plan And The Ordinances And Resolutions Adopted Thereunder, And Authorizing The City Manager To Execute And Deliver A Deed Of Conveyance And Any Other Necessary Transactional Documents On Behalf Of The City Of Fairmont:

<u>Description</u>	<u>Map / Parcel</u>	<u>Address</u>
Pt Lot Chestnut Street	03-29/ 44	139 Chestnut St
½ Lot 104 Jefferson Street	03-29/ 45	139 ½ Chestnut St

B. ANNOUNCEMENTS

VI. CITIZENS PETITIONS

VII. CITY MANAGER'S REPORT

VIII. CONSIDERATION OF COUNCIL BUSINESS

1. Adoption, An Ordinance Amending And Supplementing Part Three - Traffic Code, Chapter Five-Vehicular Operations, Article 351 Licensing Of The Fairmont City Code, And More Particularly Section 351.02 Registration Card Thereof, To Provide For And Meet Certain Changes Made In The Laws Of The State Of West Virginia And Effective June 5, 2022.
2. Adoption, An Ordinance Of The Council Of The City Of Fairmont Providing For The Lease Of A Parcel Of Real Estate

Owned By The City Of Fairmont, Situate In The City Of Fairmont, Fairmont District, Marion County, West Virginia, Consisting Of 6,004.89 Square Feet, More Or Less, To New Generation Barber Academy LLC, A West Virginia Limited Liability Company, For Use As A Motor Vehicular Parking Lot.

3. Adoption, An Ordinance Of The Council For The City Of Fairmont Amending Ordinance No. 1758 Duly Adopted February 23, 2018, To Provide For A Modification Of The Use Covenant Relating To Certain Property Described As 3.96 Acres Diamond Street, And Being Parcel 362, Of Marion County Tax Map 05-10, Which Covenant Is Contained In That Certain Agreement By And Between The City Of Fairmont And The Marion Regional Development Corporation, In Order To Permit All Uses Of The Property Consistent With The City Of Fairmont's Planning And Zoning Code.
4. Adoption, An Ordinance Of The Council Of The City Of Fairmont Providing For And Authorizing The Transfer And Conveyance Of The Following Parcels Of Real Estate To Tyrell Louk And Leeann Nuzum Pursuant To The City Of Fairmont's Approved Home Rule Plan And The Ordinances And Resolutions Adopted Thereunder, And Authorizing The City Manager To Execute And Deliver A Deed Of Conveyance And Any Other Necessary Transactional Documents On Behalf Of The City Of Fairmont:

<u>Description</u>	<u>Map / Parcel</u>	<u>Address</u>
Pt Lot Chestnut Street	03-29/ 44	139 Chestnut St
½ Lot 104 Jefferson Street	03-29/ 45	139 ½ Chestnut St

5. Introduction, First Reading, Set Public Hearing, An Ordinance Of The Council Of The City Of Fairmont Granting A Non-Exclusive Franchise To WV Fiber LLC For Purposes Of Constructing, Operating And Maintaining Fiber Optic Or Other Cable And Related Facilities Used Or Useful For The Transmission Of Telecommunication Services Within The Corporate Limits Of The City Of Fairmont And Approving The Form And Content Of The Franchise Agreement Between The City Of Fairmont And WV Fiber, LLC, And Authorizing The Execution And Delivery Thereof; Limitations; Franchise Fee; Public Hearing.

EXECUTIVE SESSION - Pursuant To WV Code §6-9A-4(b)(2)(A) And City Charter 2.11 (a)(1)A - To Consider Matters Arising From The Appointment, Employment, Retirement, Promotion, Transfer, Demotion, Disciplining, Resignation, Discharge, Dismissal or Compensation Of A City Officer.

IX. ADJOURNMENT